



IN REPLY REFER TO:

United States Department of the Interior National Park Service

Virgin Islands National Park
Virgin Islands Coral Reef National Monument
1300 Cruz Bay Creek
St. John, Virgin Islands 00830



EXHIBIT A LAND-BASED TOUR OPERATORS OPERATING CONDITIONS Commercial Use Authorization 2016

The Virgin Islands National Park (VINP) was established to protect and preserve the scenic and natural environment and cultural heritage for future generations to enjoy. We are all privileged to live and work in this beautiful environment. Our livelihood depends on keeping these islands and surrounding waters naturally healthy and beautiful for generations to come. Given this charge, we thank you for complying with the following operating conditions. Please share applicable regulations with your guests.

1. **Compliance:** Permittee, employees, and visitors must comply with regulations for the protection and management of the natural, historic and physical resources of the Virgin Islands National Park as contained in the Title 36 of the Code of Federal Regulations, the Superintendent's Compendium, and U.S. Virgin Islands Territorial regulations, and all applicable U.S. Coast Guard regulations. These documents are available at the Superintendent's office or at the park's website at: www.nps.gov/viis.
2. **Insurance:** The permittee must carry insurance against public liability, employee liability, and other hazards. Minimum amounts of coverage will be established in accordance with NPS-48, Concessions Guidelines, and may vary depending upon the type of activities occurring within the Park.
3. **Reporting Incidents:** All incidents in the park that result in damage to natural resources, property or personal injury or death of any person must be reported to the Chief Ranger (340-776-6201 ext. 254) or Law Enforcement Rangers (1-866-995-8467) immediately. Filing this report does not satisfy applicable Territorial or Coast Guard accident reporting requirements.
4. **Specific Conditions:**
 - a. Trunk Bay and Annaberg Historic Site are the only authorized venues for land-based commercial tour groups. Unless specific written authorization is obtained, the permittee is not authorized to discharge passengers at any other location within the National Park.
 - b. All advertising materials relative to the Park will be submitted to the Park's Concessions Office for review and approval prior to use and publication.
 - c. Tour companies must provide one staff person for every 50 passengers at Trunk Bay and ensure the tour guides are certified in CPR and First Aid. The guides must remain with the group at all times and are responsible for closely monitoring their passengers while on the beach and particularly as they swim.
 - d. Permittee, employees, contractors and passengers will comply with Virgin Islands anti-nudity laws.
 - e. No alcoholic beverages shall be served on tour vehicles or by the tour operator.
 - f. All vehicles owned, contracted by, or otherwise used by the permittee in tour operations shall be permitted within the Park and operated at all times in a safe and legal manner obeying speed limits. For example, stopping in the roadway rather than at viewpoints and parking other than in designated



spaces are prohibited. The permittee shall be held responsible for the compliance of drivers under its employ.

- g. Authorized persons may at any time stop a tour vehicle in the park to examine permits relating to operation of the vehicle.
- h. Specific conditions A through G are applicable to commercial groups that consist of 12 or more passengers.
- i. Drivers must conduct themselves in an orderly and professional manner while on Park Property. Disorderly conduct will not be tolerated and is a violation of Title 36 CFR 2.34 and individuals can be cited and/or their permits suspended for such behavior.
- j. Solicitation of passengers is prohibited by taxi tour operators on the beach or near the restrooms at Trunk Bay Beach.
- k. Vehicles must be inspected and in full compliance with the Virgin Islands law for operation and transporting of passengers.
- l. This Commercial Use Authorization can not be transferred, extended or assigned under any circumstances.
- m. Permittee's VINP serial numbered decal must be permanently affixed on the right side of the windshield. Any decals that are displayed incorrectly will be considered invalid.
- n. A separate Special Use Permit (SUP) is required for reservation and use of the Trunk Bay Pavilions by tour groups or for other group gathering. SUPs can be obtained from the Parks Permit Coordinator at 776-6201 ex. 244, Monday to Friday between the hours of 8:30 am to 4:30 pm.
- o. Trunk Bay and Cinnamon Bay are areas administered under a concession contract. For those events requiring food and beverage services/catering, the Management of Cinnamon Bay Campground must be contacted to provide such or to provide authorization for outside catering.
- p. Permittee vehicles are not authorized beyond the Fee Booth at Trunk Bay Beach or past the commissary building at Cinnamon Bay Campground.
- q. All drivers are responsible for complying with rules and regulations of the Taxicab Commission.
- r. Taxis must utilize the designated drop off spaces at Trunk and Cinnamon Bay and should only discharge passengers in the drop off zones only.

5. Prohibited Activities (See Title 36, Code of Federal Regulations for additional regulations):

- a. Commercial advertising within park boundaries
- b. Commercial group use of Francis Bay beach without a Special Use Permit.
- c. Glass bottles or containers or pets on Park beaches.
- d. Dumping trash, garbage, refuse and the discharge of sewage of any kind.
- e. Disturbing or removing historic structures or their contents.
- f. Clearing or cutting of any vegetation is prohibited unless authorized by the Superintendent through a Special Use Permit.
- g. Disturbing or taking of any wildlife or plant, other than allowable fruit and berries.
- h. Smoking on beaches, or 50 feet within restaurants, public restrooms or picnic tables.

6. Monthly Reporting: Permittee will provide a monthly report indicating the date, number of visitors guided, and trails used, for the preceding month of operation. Reports must be received no later than the 15th day of the following month. Send reports to Concessions Office, Virgin Islands National Park, 1300 Cruz Bay Creek, VI 00830 or e-mail to paul_p_jones@nps.gov or fax to 340-714-0545.

These Operating Conditions are hereby attached to and made a part of the Commercial Use Authorization for commercial activities in the Virgin Islands National Park. The Superintendent

may amend these conditions during the operating year. Failure to comply with National Park Service regulations, policies, and conditions of this permit shall constitute cause for a warning, immediate suspension and/or revocation of the commercial use authorization.

I have read, understand and intend to comply with these conditions for operation of my commercial tour activity in the Virgin Islands National Park.

Signature of Permittee

Date